

**RECEIVED
CENTRAL FAX CENTER**

OCT 17 2005

Practitioner's Docket No.: 789_076

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Toshikazu HIROTA, Takao OHNISHI, Saichi YAMADA, Kazunari YAMADA, Yukihisa TAKEUCHI

Ser. No.: 10/068,292

Group Art Unit: 1641

Filed: February 6, 2002

Examiner: Ann Y. Lam

Confirmation No.: 9651

For: BIOCHIP AND METHOD FOR PRODUCING THE SAME

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to Examiner
Ann Y. Lam at (571)273-8300 in the Patent and Trademark Office on
October 17, 2005.

Tara L. Preston
Tara L. Preston

**REQUEST FOR CONTINUED EXAMINATION
(37 CFR §1.114)**

1. Applicants hereby request continued examination, in accordance with 37 CFR §1.114, for the above identified application.

: 10/19/2005 SDENB081 00000015 501446 10066292

2. This request is being submitted:

01 FC:1801 790.00 DA

i. Prior to abandonment of the application

ii. Payment of the issue fee

Prior to payment of issue fee

Issue fee has been paid but a petition under §1.313 was filed _____
(copy attached).

iii. Prior to a decision on appeal to the Board of Patent Appeals & Interferences

A notice is being separately sent to the Board of Patent Appeals & Interferences
that this Request for Continued Examination is being filed.

iv. Appeal to the U.S. Court of Appeals of the Federal Circuit under
35 U.S.C. 145 or

Commencement of a civil action under 35 U.S.C. 146

Prior to the filing of such appeal or commencement of civil action

Such appeal or commencement of civil action has been terminated.

3. Please Enter and Consider the following *Previously Submitted Documents*:

Amendment filed _____.

Brief on Appeal filed _____.

Other:

4. Enclosed herewith is/are:

An Information Disclosure Statement and Form PTO-1449

An Amendment

New arguments

New evidence in support of patentability

Other:

5. The filing fee has been calculated as shown below:

| RCE Filing Fee (37 CFR §1.17(e)) | | | | | | \$ 790.00 | | | | | | |
|---|----------------------------------|-------|--------------------------------|-----------------------------|-----------|--|-----------|---|-----------|---|------------|--|
| Claims | Claims Remaining After Amendment | | Highest Number Previously Paid | No. of Extra Claims Present | | | | | | | | |
| Total Claims | 32 | Minus | 57 | 0 | \$ 50.00 | | | | | | | |
| Independent Claims | 1 | Minus | 3 | 0 | \$ 200.00 | | | | | | | |
| Multiple Dependent Claim(s) (if applicable) | | | | | \$ 360.00 | | | | | | | |
| <u>Extension of Term</u> | | | | | | | | | | | | |
| <p>a. <input checked="" type="checkbox"/> Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.</p> <p>b. <input type="checkbox"/> Applicant petitions for an extension of time, the fees for which are set out in 37 CFR §1.17(a)(1)-(4), for the total number of months checked below:</p> <table> <tr> <td><input type="checkbox"/> One Month (37 CFR 1.17(a)(1))</td> <td>\$ 120.00</td> </tr> <tr> <td><input type="checkbox"/> Two Months (37 CFR 1.17(a)(2))</td> <td>\$ 450.00</td> </tr> <tr> <td><input type="checkbox"/> Three Months (37 CFR 1.17(a)(3))</td> <td>\$1,020.00</td> </tr> </table> <p>If an additional extension of time is required, please consider this a petition therefor.</p> <p><input type="checkbox"/> An extension for _____ months has already been secured, and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.</p> | | | | | | <input type="checkbox"/> One Month (37 CFR 1.17(a)(1)) | \$ 120.00 | <input type="checkbox"/> Two Months (37 CFR 1.17(a)(2)) | \$ 450.00 | <input type="checkbox"/> Three Months (37 CFR 1.17(a)(3)) | \$1,020.00 | |
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1)) | \$ 120.00 | | | | | | | | | | | |
| <input type="checkbox"/> Two Months (37 CFR 1.17(a)(2)) | \$ 450.00 | | | | | | | | | | | |
| <input type="checkbox"/> Three Months (37 CFR 1.17(a)(3)) | \$1,020.00 | | | | | | | | | | | |
| TOTAL OF ABOVE CALCULATIONS = | | | | | | \$ 790.00 | | | | | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR §1.27. | | | | | | | | | | | | |
| | | | | | | TOTAL FEES DUE = | \$ 790.00 | | | | | |

6. Payment of Fees

A check in the amount of \$_____ is enclosed.

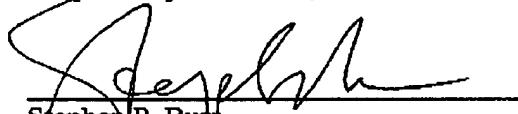
Charge Deposit Account 50-1446 in the amount of \$790.00.

7. Authorization to Charge Additional Fees or Credit Overpayment

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446 (a duplicate copy of this sheet is enclosed):

Any additional fees required under 37 CFR §1.17(e), §1.16(b)-(d) and/or §1.17(a)(1)-(4).

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

SPB/TE/tlp

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320